

Exhibit 3

September 6 Rough Aaron Wallace Deposition Transcript

1 REFLEX MEDIA VS. APIRILIACO LIMITED

2 ROUGH DRAFT DEPOSITION OF AARON WALLACE

3 TAKEN: SEPTEMBER 6, 2020

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1 THE VIDEOGRAPHER: We are on the video
2 record, and the time is approximately 9:33 a.m.
3 Today is September 6, 2020. This is the start
4 of video media disk number one of the video
5 deposition of Aaron Wallace. Please notice the
6 microphones are very sensitive. Be aware they
7 can pick up whispering and conversations not
8 intended for the record. Additionally please
9 turn off the cell phones or place them away from
10 microphones they can interfere. Audio and video
11 recording will continue to take place unless all
12 patients agree to go off the record. In the
13 matter of Reflex Media incorporated versus Aaron
14 Wallace an individual et al. In the United
15 States district court district of Nevada. Case
16 number 218CV02423RFVBNW. This deposition is
17 being held at the courtyard by Marriott Hotel.
18 2051 south Le Jeune Road, Coral Gables, Florida.
19 My name is Richard Joe Hanson. I'm the legal
20 video specialist from TSJ Reporting
21 headquartered at 228 east 4th street New York.
22 The court reporter is Theresa Rust also in
23 association with TSJ Reporting. Would counsel
24 please introduce yourself and state whom you
25 represent starting with the notice of attorney

1 and then will the court reporter please swear
2 the witness in.

3 MR. SMITH: Mark Smith on behalf of
4 plaintiff and I have with me Joseph Schaeffer
5 also on behalf of plaintiff and appearing
6 remotely is Isaac Eddington on behalf of
7 plaintiff.

8 ATTORNEY B: Appearing for defendant
9 Nicolas Spigner for defendant Aaron Wallace.

10 THE WITNESS: Aaron Wallace. I do.

11 BY MR. SMITH:

12 Q. Just a few ground rules that will be super
13 helpful although I'm not listen myself, but in
14 advance. We can't talk over each other so if I ask a
15 question, please let me finish my question before you
16 start to talk. Actually, in zoom complicates this
17 even more because it actually cuts people off. The
18 court reporter I think is going to love that.
19 Listen, but we need to both speak I'll speak you'll
20 speak and then you'll speak. She can't type what
21 both of us say. Does that make sense.

22 Q. Okay. Thank you very much for the audible
23 response, especially with a mask on we're going to
24 need a audible response to everything. So if I ask
25 you a question and you nod your head and it's hard

1 Q. Okay. Do you still have any Capital One
2 accounts?

3 A. Yes.

4 Q. More than one?

5 A. For personal?

6 Q. For personal or business?

7 A. I believe so.

8 Q. How many personal accounts do you have?

9 A. It's been a long time since I've used that
10 bank, but I believe maybe possibly personal checking
11 and a personal savings, but I could be wrong. I just
12 said I could be wrong. I'm not 100 percent sure.
13 There is no Capital Ones in I believe all of Florida.
14 No branches, at least. So it's been a long time
15 since I've used that as a bank.

16 Q. All right. And how about as a business
17 accounts?

18 A. I believe I possibly have one checking
19 account for business.

20 Q. Were those accounts used for any other
21 businesses other than Money Respect?

22 A. Those particular accounts would have never
23 been used for Money Respect. What would they have
24 been used for.

25 A. Personal and business.

1 what you did starting with the latter listen listen
2 formed as a company. So for the next question will
3 be after the 2019 creation of inspire does Inspire
4 Uplift have its own bank accounts?

5 A. Yes.

6 Q. All right. And prior to that and they used
7 a bank accounts prior to 2019 did it use the bank
8 accounts that Internet Income LLC used?

9 A. Yes.

10 Q. All right. And then starting with the
11 Inspire Uplift accounts after 2019, where are those
12 accounts? What banks? What bank is that at?

13 A. I'm sorry you said prior to what.

14 Q. After the 2019 at what banks does Inspire
15 Uplift have accounts?

16 A. Just Bank of America.

17 Q. Okay. And employer to 2019 it would have
18 been -- it was just the preexisting Internet Income
19 LLC accounts; is that right?

20 A. Yes.

21 Q. Okay. Did Internet Income LLC still exist?

22 A. Yes.

23 Q. How long has that been around?

24 A. I believe over ten years.

25 Q. Any partners in Internet Income LLC?

1 A. No.

2 Q. Any other owners?

3 A. No.

4 Q. Where does it have bank accounts?

5 A. Bank of America and Capital One, I believe.

6 Q. Has it had accounts anywhere else
7 historically?

8 A. I don't recall offhand.

9 Q. What is Internet Income LLC do? Let me
10 rephrase that. What does it do now?

11 A. Now it doesn't really do anything to be
12 honest. I have credit lines with that company name.
13 What has it done?

14 Q. So it's most recent operations, what did it
15 do?

16 A. Affiliate marketing.

17 Q. Anything else?

18 A. I don't believe so.

19 Q. And that's throughout its entire history?

20 A. I may have used it for another retail
21 store.

22 MR. SMITH: We can take a break in a few
23 minutes. Just a couple of quick questions then
24 we're going to jump into another category. I
25 think I've gone through three bottles of water

1 A. I've done a lot of things in the last few
2 months. I don't remember everything I do in the last
3 few months.

4 Q. But you don't remember whether or not you
5 looked for any documents in response to discovery in
6 this case? Let's go back to more general. You got a
7 bunch of discovery requests in this case; correct?

8 A. Yes, but I don't remember exactly you
9 included hundreds, I believe, of discovery requests
10 and questions. I don't remember every single one.

11 Q. I'm not asking you to I'm asking you did
12 you look for documents in response to those?

13 A. Yes.

14 Q. Where did you look?

15 A. I don't recall specifically. I've looked
16 bank records, you know, things that would be
17 relevant.

18 Q. Which banks?

19 A. Bank of America.

20 Q. Any others?

21 A. No because I don't actively use any other
22 banks.

23 Q. What about for historical records, listen
24 his terror rale records; right?

25 A. What do you mean by that? Can you explain

1 Earlier you said you didn't want to talk about
2 predators watch because it's a current website. I'm
3 not talking about the current version of predators
4 watch. I'm talking about this 2013 version of
5 predators watch?

6 MR. SPIGNER: Objection misstates prior
7 testimony.

8 BY MR. SMITH:

9 Q. You have -- given that it matches your
10 website, do you recall this being one of your
11 websites?

12 A. I don't recall.

13 Q. Is it possible it was one of your websites?

14 A. I don't recall.

15 Q.

16 MR. SMITH: All right. This is my Number
17 12. Exhibit 12 was marked. This is December
18 30, 2012 way back machine capture for potential
19 prostitutes FAQ page. Can you take a look at
20 that.

21 Q. I'm going to show you another page of the
22 FAQs for predators watch.

23 MR. SPIGNER: Is a new exhibit being
24 introduced.

25 MR. SMITH: This is it.

1 MR. SPIGNER: Is this the Exhibit 13 we
2 were looking at.

3 MR. SMITH: Same one I was just about to
4 get there.

5 MR. SPIGNER: You're showing it without
6 producing it so just trying to make it clear on
7 my end.

8 MR. SMITH: You got to let it up. Let me
9 say some words. Just relax. This is a December
10 23, 2012 way back machine capture of predators
11 watch FAQ. Go ahead and take a look at that.

12 Q. We can go back and forth, but what I'm
13 pointing out is that these are virtually identical.
14 Does this help refresh your recollection that
15 predators watch --

16 A. You broke up really bad at the end. I'm
17 sorry.

18 Q. I'm sorry. I was moving around a little
19 bit too. Does this help refresh your recollection
20 that predators watch was your site in 2013 time
21 frame?

22 MR. SPIGNER: Objection. Misstates prior
23 testimony.

24 A. I don't recall.

25 BY MR. SMITH:

1 Q. We're going to go through a couple. It's
2 actually kind of funny. Says your name is Richard on
3 the bottom of your screen just so you know so if I
4 call you Richard at some point today, that's why?

5 THE WITNESS: No worries.

6 MR. SPIGNER: Can Yaseen that? Is it
7 legible.

8 THE WITNESS: It's difficult to read.

9 MR. SMITH: So this is my number 14. It's
10 a lab archive of the online watch of I don't
11 know the page. I want to direct you down to
12 here we go. We'll look at it in one second.
13 Just want to get you to the right page. So do
14 Yaseen the highlight Facebook in that page.

15 THE WITNESS: There's several.

16 Q. That's true. There are three. Let's take
17 a look at all three. Do you have a Facebook page or
18 did you have a Facebook page for the online watch?

19 A. I don't recall.

20 Q. But you owned the online watch in 2012;
21 correct?

22 A. I believe so, but the URL, I just want to
23 make sure because the URL does have a dash in it and
24 yeah. I believe so.

25 Q. Okay. Do you recall whether you had the

1 online watch Facebook page?

2 A. I don't recall.

3 Q. What about there's a Twitter log that's
4 very similar so it's a social media account for the
5 online watch reference page. Do Yaseen that?

6 A. I see the Twitter link.

7 Q. Okay. And so keep that in mind for a
8 second. We're going to go to another document. This
9 is my number 15. Exhibit 15.

10 MR. SPIGNER: We have five minutes
11 remaining on the video. I don't know if you
12 want to take a break now or.

13 MR. SMITH: Thank you very much for letting
14 me know.

15 THE WITNESS: If you can just put a pin in
16 the idea that you had the online watch Twitter
17 and Facebook references in the last document.
18 And we'll start on this document. Does that
19 work? Let's just take like a 10-15 minute break
20 real quick. Everybody can use the restroom.

21 MR. SPIGNER: Sure.

22 THE VIDEOGRAPHER: I'm going to go off the
23 record at approximately 3:20 p.m. that's going
24 to be the end of video disk number 3.

25 THE VIDEOGRAPHER: I'm back on the record.

1 Q. When you say you don't know, but I'm not
2 sure what you mean by it's impossible. What do you
3 mean by that? So do you know or is it impossible to
4 say?

5 A. I don't know.

6 Q. Okay. I just want to make sure. If you go
7 back to I asked you mental note mental pin on where
8 we were on the last document. We're going to go down
9 to the predator watch document of the same page. I
10 know those are difficult to read, but we'll get down
11 to it. So this is my Exhibit 15. It's the web
12 source code of the predators watch page. And Joe
13 will get us down in the right spot. One second. If
14 you go to the two blue paragraphs in the middle and
15 take a look at those do Yaseen where it says
16 predators watch -- excuse me where Yaseen where it
17 says Facebook listen?

18 A. Yes.

19 Q. These references are actually pushing now
20 this is keep in mind this is predators watch. These
21 are actually pushing to Facebook accounts and Twitter
22 accounts for the online watch. Do Yaseen that?

23 A. Yes, I see that.

24 Q. Is that refresh your recollection that
25 predators watch may also be one of your websites

1 since it's referring to the same social media
2 accounts as your other website online watch?

3 A. I don't recall.

4 Q. You don't have any reason to think at this
5 point do you have any reason to think predators watch
6 was not one of your websites during this time frame?

7 A. In the code I see 2012. It's eight or more
8 years ago possibly. I don't recall.

9 Q. Okay. Listen /SHART?

10 A. I don't recall.

11 Q. Do you have any listen for cryptocurrency
12 accounts?

13 A. Currently?

14 Q. Yes. We'll start with currently?

15 A. I believe so, but I haven't accessed them
16 in some time.

17 Q. Where do you maintain those accounts? To
18 be fair, I know crypto can be maintained in a lot of
19 ways. We can explore that. Let's just start with
20 the general question, how do you maintain your
21 cryptocurrency account?

22 A. I believe that I would purchase
23 cryptocurrency through Gemini and transfer crypto
24 currency to Orbitrix.

25 Q. Just for cleaning up the record, Gemini is

1 the world spelling Bittrex?

2 A. Bittrex.

3 Q. There you go. You're right. Have you ever
4 had a coin based account?

5 A. I believe I have in the past.

6 Q. Did you ever use coin base for Exposing
7 Johns?

8 A. I don't recall.

9 Q. Do you recall using it for any of the oh
10 sites like Exposing Johns that you owned?

11 A. I don't recall.

12 Q. Anyone from predator alert?

13 A.

14 Q. Do you know whether -- I'm going to go back
15 to the predator alert sites I talked about earlier.
16 Remember there was four of them I'm just going to
17 refer to all of the same in time as Predator Alert
18 sites. Do you know whether any of those uses
19 Cryptocurrency takes cryptocurrency as a form of
20 /#35EU789?

21 A. Can you please -- I just want to make sure.
22 You mean the active sites right now; right.

23 Q. Yes. Those?

24 A. I don't know.

25 Q. When was the last time you had a coin based

1 account?

2 A. Is estimates fine?

3 Q. Yes. Let me step back. Do you still have
4 a coin base account?

5 A. To be honest, I don't know offhand. If I
6 do, it's one that I haven't accessed in years
7 probably. I'm not 100 percent sure.

8 Q. Did you ever pay Mr. Achille using
9 cryptocurrency?

10 A. I don't recall.

11 Q. Do you recall him ever paying you using
12 crypto?

13 A. I just don't recall.

14 Q. Do you know when you opened up your coin
15 based account?

16 A. Roughly is okay? Estimate?

17 Q. Yes, sure. Thank you?

18 A. I believe it was maybe even as much as like
19 nine or ten years ago. I think coin base was very
20 flu at the time.

21 Q. Why did you -- why did you stop using coin
22 base?

23 A. I don't recall.

24 Q. Did you go through your look for coin base
25 records in response to any of the discovery you

1 so it's difficult.

2 Q. So did you do anything. I understand, but
3 did you do anything to actually preserve documents?
4 Did you set out to make sure for example if you had
5 an e-mail like a Gmail account, and that Gmail
6 account after a certain period of time.
7 Automatically deletes anything older than listen
8 years. Did you do anything to stop any of that from
9 happening?

10 A. No, but I don't know if the G mail that I
11 used at the time, you know, anything that would be in
12 there, I haven't accessed in years. I don't have
13 access to the G mail, and I don't know if I can even
14 recover the G mail. I don't know.

15 Q. What e-mail addresses did you use to look
16 for listen in this case?

17 A. I don't have access to those e-mails any
18 longer.

19 Q. When you say those e-mails, what do you
20 mean?

21 A. Like if I would have had a support at
22 domain.com e-mail for instance would have obviously
23 expired a long time ago.

24 Q. So when you look for documents in this
25 case, can you give me a list of e-mail addresses that

1 you looked through?

2 A. I don't have access to the e-mail
3 addresses.

4 Q. Which ones did you actually look in.
5 That's what I'm getting a lot. If you didn't have
6 access to others, which ones did you look at?

7 A. I don't recall. I don't have any e-mails
8 to look through for these documents.

9 Q. So you didn't look anywhere?

10 A. You mean in e-mails?

11 Q. You didn't look in any e-mail for
12 documents?

13 A. I no longer have access to the e-mails.

14 Q. Did you check your fish master account, for
15 example?

16 A. I did not check it specifically. I do
17 believe that I logged in. I saw on the subpoena that
18 I logged in. I want to say a year ago or two years
19 ago, probably. But I don't remember what -- I think
20 I unforwarded the e-mail or something like that. It
21 wasn't anything to like -- it gets a lot of spam.
22 Hundreds of thousands of spam I believe. It's a
23 useless e-mail.

24 Q. So where did you look for documents then?
25 You physically looked in your -- whatever records you

1 keep. What physical records did you look at?

2 A. Documents in my possession would be
3 possibly Bank of America bank records.

4 Q. Those?

5 A. I'm sorry what was that.

6 Q. Did you turn those over? Did you produce
7 those?

8 A. I believe so.

9 Q. Did you turn them over to counsel?

10 A. I'm not sure.

11 Q. Did you look for any other records? Did
12 you find anything else?

13 A. I did not find anything else.

14 Q. Then how long after -- where did you check
15 online for the records?

16 A. Well, I don't have access to those e-mail
17 accounts anymore so I cannot log into those e-mails
18 to check those e-mails. So it's difficult.

19 Q. Capital One, did you try the account at
20 Capital One?

21 A. I do not remember the last time I logged
22 into Capital One offhand.

23 Q. What about stripe? Did you try to log into
24 stripe?

25 A. We recently created a stripe.

1 Q. What about stripe records, did you try to
2 find any of those?

3 A. I do not have access to those accounts.

4 Q. Did you try to regain access?

5 A. I don't have access to the e-mail accounts
6 that those would be created with.

7 Q. Did you reach out to stripe to get your
8 records access listen?

9 A. No.

10 Q. I think we already covered inaudible. Go
11 to did you reach out to any of the cryptocurrency
12 companies for your records in response to this case?

13 A. No.

14 Q. Where do you keep Daniel Achille's contact
15 information?

16 A. I believe it might be in my phone address
17 book, but I'm not sure.

18 Q. Did you look through your phone for records
19 in response to the document request in this case?

20 A. It's a new phone. I transfer my address
21 book from phone to phone. It doesn't transfer any
22 documents or anything.

23 Q. What about text messages? Does it transfer
24 those?

25 A. Not from that long ago. I don't have text

1 Q. How do you know Brett Thompson?

2 A. I met him here in Miami maybe five, six
3 years ago and possibly even longer than that.

4 Q. Does he work with you?

5 A. Does or did? I'm sorry.

6 Q. Has he ever?

7 A. I believe we worked together, but it was
8 many years ago. I don't remember the specifics.

9 Q. Do you know what he did for you?

10 A. I don't recall.

11 Q.

12 Q. Did he work on any listen Exposing Johns or
13 any of the sites like it?

14 A. I'm sorry. I'm not going to answer that
15 question. How you worded it was incredibly
16 inappropriate, I believe.

17 Q. What was inappropriate?

18 A. I don't know.

19 Q. Okay. Did he work on Exposing Johns or any
20 of the sites like it?

21 A. I don't recall.

22 Q. What about Adam Thompson?

23 A. Can you go into more detail.

24 Q. Do you know Adam Thompson?

25 A. Yes.

1 know if you guys are requesting one on your
2 side. We are closing the deposition. And have
3 nothing else to ask or add at this point. So
4 unless they have stuff like the court reporter
5 sometimes will ask us questions about reading
6 and signing and some other things so I'm going
7 to let them take over and get out of the way.
8 Do you guys have anything you want to add.

9 THE VIDEOGRAPHER: That's going to be the
10 end of the deposition. This is five video disk
11 the time is approximately 5:44 p.m. I'm going
12 to go off the record. I'm off.

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